



Order Filed on January 3, 2017  
by Clerk U.S. Bankruptcy Court  
District of New Jersey

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY
<b>Caption in Compliance with D.N.J. LBR 9004-1(b)</b>  Denise Carlon KML Law Group, PC 216 Haddon Avenue, Suite 406 Westmont, NJ 08108 MTGLQ Investors, L. P.
In Re:  Whinston, Stephen A. Whinston, Joan L.

Case No: 16-23305 JNP

Hearing Date: 01/03/2017

Judge: Jerrold N. Poslusny Jr.

Recommended Local Form:	<input type="checkbox"/> Followed	<input type="checkbox"/> Modified
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### ORDER VACATING STAY

The relief set forth on the following page is hereby ordered **ORDERED**.

DATED: January 3, 2017

  
\_\_\_\_\_  
Honorable Jerrold N. Poslusny, Jr.  
United States Bankruptcy Court

Upon the motion of MTGLQ Investors, L. P., under Bankruptcy Code section 362(a) for relief from the automatic stay as to certain property as hereinafter set forth, and for cause shown, it is

ORDERED that the automatic stay is vacated to permit the movant to institute or resume and prosecute to conclusion one or more actions in the courts of appropriate jurisdiction to pursue the movant's rights in the following:

☒ Real Property More Fully Described as:

**Land and premises commonly known as, 406 Viking Lane, Township of Cherry Hill NJ 08003**

☐ Personal Property More Fully Describes as:

It is further ORDERED that the movant, its successors or assignees, may proceed with its rights and remedies under the terms of the subject mortgage and pursue its state court remedies including, but not limited to, taking the Property to Sheriff's Sale, in addition to potentially pursuing other loss mitigation alternatives, including, but not limited to, a loan modification, short sale or deed-in-lieu foreclosure. Additionally, any purchaser of the property at sheriff's sale (or purchaser's assignee) may take any legal action for enforcement of its right to possession of the property.

It is further ORDERED that the movant may join the debtor and any trustee appointed in this case as defendants in its actions irrespective of any conversion to any other chapter of the Bankruptcy Code.

The movant shall serve this order on the debtor, any trustee and any other party who entered an appearance on the motion.

*rev. 7/12/16*

**Certificate of Notice Page 3 of 3**  
United States Bankruptcy Court  
District of New Jersey

In re:  
Stephen A. Whinston  
Joan L. Whinston  
Debtors

Case No. 16-23305-JNP  
Chapter 7

**CERTIFICATE OF NOTICE**

District/off: 0312-1

User: admin  
Form ID: pdf903

Page 1 of 1  
Total Noticed: 1

Date Rcvd: Jan 04, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 06, 2017.

db/jdb +Stephen A. Whinston, Joan L. Whinston, 1401 Springdale Road, Apt. 314,  
Cherry Hill, NJ 08003-2772

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jan 06, 2017

Signature: /s/Joseph Speetjens

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**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 4, 2017 at the address(es) listed below:

Denise E. Carlon on behalf of Creditor MTGLQ Investors, L. P. dcarlon@kmlawgroup.com,  
bkgroup@kmlawgroup.com  
Joseph Marchand jdmarchand@comcast.net, jmarchand@comcast.net; jmarchand@ecf.epiqsystems.com  
Lee Martin Perlman on behalf of Debtor Stephen A. Whinston ecf@newjerseybankruptcy.com,  
lmpcourt@gmail.com  
Lee Martin Perlman on behalf of Joint Debtor Joan L. Whinston ecf@newjerseybankruptcy.com,  
lmpcourt@gmail.com  
Michael Frederick Dingerdissen on behalf of Creditor MTGLQ INVESTORS, L.P.,  
nj.bkecf@fedphe.com  
Nona Ostrove on behalf of Creditor Centennial Mill by Del Webb Community Association, Inc.  
nostrove@ostrovelaw.com  
Steven P. Kelly on behalf of Creditor Wilmington Trust, National Association, not in its  
individual capacity, but solely as trustee for VM Trust Series 3, a Delaware statutory trust  
skelly@sterneisenberg.com, bkecf@sterneisenberg.com  
William M.E. Powers, III on behalf of Creditor Wilmington Trust, National Association, not in  
its individual capacity, but solely as trustee for VM Trust Series 3, a Delaware statutory trust  
ecf@powerskirn.com

TOTAL: 8